

**BEFORE THE PUBLIC SERVICE COMMISSION  
OF THE STATE OF MISSOURI**

In the Matter of the Application of Aquila, Inc.,            )  
d/b/a Aquila Networks-MPS, and Platte-Clay            )  
Electric Cooperative, Inc. for Approval of a            )            Case No. EO-2007-0325  
Written Territorial Agreement Designating the            )  
Boundaries of Exclusive Service Areas within            )  
Platte and Clay County, Missouri.                    )

**ISSUES LIST, ORDER OF WITNESSES, ORDER OF  
CROSS, AND ORDER OF OPENING STATEMENTS**

COMES NOW the Staff of the Missouri Public Service Commission (Staff), and with input from Aquila, Inc., d/b/a Aquila Networks-MPS (Aquila), Platte-Clay Electric Cooperative, Inc. (Platte-Clay), and the Office of Public Counsel, submits the above-referenced items pursuant to the procedural schedule in this case:

**ISSUES LIST**

1. The Application of Aquila and Platte-Clay raises the following issue:
  - A. Is the Territorial Agreement between Aquila and Platte-Clay “not detrimental to the public interest,” pursuant to Section 394.312.4 RSMo. 2000?<sup>1</sup>

**ORDER OF WITNESSES**

2. The order of witnesses will be:
  - A. Aquila: Dennis Odell
  - B. Platte-Clay: Mike Torres
  - C. Staff: James Ketter

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<sup>1</sup> The parties disagree on the need for a hearing in this case as it appears no party contests that the agreement is detrimental to the public interest. However, Section 394.312.4 provides for a hearing regarding the approval of a territorial agreement, and an evidentiary hearing has been specifically requested and ordered in this case.

**ORDER OF CROSS-EXAMINATION**

3. The order of cross-examination will be:
- A. Aquila witnesses: Platte-Clay; Staff; Office of Public Counsel
  - B. Platte-Clay witnesses: Aquila; Staff; Office of Public Counsel
  - C. Staff witness: Aquila; Platte-Clay; Office of Public Counsel

**ORDER OF OPENING STATEMENTS**

4. The order of opening statements will be:
- Aquila; Platte-Clay; Staff; Office of Public Counsel.

Respectfully submitted,

/s/ Blane Baker  
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**Certificate of Service**

I hereby certify that copies of the foregoing have been mailed, hand-delivered, transmitted by facsimile or emailed to all counsel of record this 10<sup>th</sup> day of May, 2007.

/s/ Blane Baker  
Blane Baker